

AMENDMENT TRANSMITTAL LETTER (Large Entity)

Applicant(s): Francis X. Smith

Docket No.
90337.129301Serial No.
09/706,338Filing Date
November 4, 2000Examiner
R. D. LoveringGroup Art Unit
1712

Invention:

IMPROVED OPHTHALMIC AND CONTACT LENS SOLUTIONS

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	13 -	39 =	0 x	\$18.00	\$0.00
INDEP. CLAIMS	3 -	3 =	0 x	\$84.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

No additional fee is required for amendment.

Please charge Deposit Account No. in the amount of
A duplicate copy of this sheet is enclosed.

A check in the amount of to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 10-0223
A duplicate copy of this sheet is enclosed.

Any additional filing fees required under 37 C.F.R. 1.16.

Any patent application processing fees under 37 CFR 1.17.

RECEIVED

NOV 06 2002

OFFICE OF PETITIONS

Christopher E. Blank, Esq.

Reg. No.: 31,237

JAECKLE FLEISCHMANN & MUGEL, LLP
39 State Street
Suite 200
Rochester, New York 14614-1310
Tel: (585) 262-3640
Fax: (585) 262-4133

CC:

I certify that this document and fee is being deposited on 10/28/2002 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

William M. Hall

Typed or Printed Name of Person Mailing Correspondence

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

Applicant(s): Francis X. Smith

Docket No.

90337.129301

Serial No.
09/706,338Filing Date
November 4, 2000Examiner
R. D. LoveringGroup Art Unit
1712

Invention:

IMPROVED OPHTHALMIC AND CONTACT LENS SOLUTIONSI hereby certify that this Response to Restriction Requirement Electing Claims 13-25 (2 pgs)
(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The

Assistant Commissioner for Patents, Washington, D.C. 20231 on

October 28, 2002

(Date)

William M. Hall

(Typed or Printed Name of Person Mailing Correspondence)

A handwritten signature of William M. Hall.

(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing.

RECEIVED

NOV 06 2002

OFFICE OF PETITIONS

#101



Patent
90337.129301

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant(s): Francis X. Smith

Serial No.: 09/706,338

Filed: November 4, 2002

For: IMPROVED OPHTHALMIC AND CONTACT
LENS SOLUTIONS

Examiner:
R D Lovering

Group:
1712

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner of Patents
Attention: Office of Petitions
Box DAC
Washington, DC 20231

RECEIVED

NOV 06 2002

OFFICE OF PETITIONS

Dear Sir:

In the Office Action dated April 1, 2002, a restriction requirement was issued in the above identified case requiring election between the species of the claimed invention. Responsive thereto, Applicants hereby provisionally elect to prosecute claims 13-25. *Note to 13 buffer*

In the event that Applicants have overlooked the need for an extension of time, an additional extension of time, payment of fee, or additional payment of fee, Applicants hereby conditionally petition therefore and authorize that any changes be made to Deposit Account No.: 10-0223.

Should you have any questions regarding the enclosed, please do not hesitate to contact me.

02-14-35 13/239
not available in
selected species

Comments @ 13-436

Respectfully submitted,

Dated: 10/28/02

CEB
Christopher E. Blank, Esq.
Reg. No.: 31,237

JAECKLE FLEISCHMANN & MUGEL, LLP
39 State Street, Suite 200
Rochester, New York 14614-1310
Tel: (585) 262-3640
Fax: (585) 262-4133

*Plotted species of El. B
was to be used
on Jan 27-03 at 11:00 AM
Benton*

RECEIVED

NOV 06 2002

OFFICE OF PETITIONS